

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TYLER DIVISION

TRITON IP, LLC,

v.

SALESFORCE.COM, INC.

6:07-cv-00249-LED

TRITON'S REPLY TO SALESFORCE.COM'S COUNTERCLAIMS

Plaintiff, Triton IP, LLC ("Triton") replies to the counterclaims of Defendant, Salesforce.com, Inc. ("Salesforce.com") by corresponding paragraph number as follows:

1. Admitted.
2. Admitted.
3. Admitted as to subject matter jurisdiction over counterclaims, but denied as to merits of counterclaims.
4. Admitted as to personal jurisdiction.
5. Admitted as to venue over counterclaims, but denied as to merits of counterclaims.
6. Triton incorporates its responses to paragraphs 1-5 above.
7. Admitted that legal controversy exists, but denied as to merits of Defendant's contentions.
8. Denied that Defendant is entitled to such declaratory relief. Denied as to the merits of Defendant's counterclaims.
9. Triton incorporates its responses to paragraphs 1-8 above.
10. Admitted that legal controversy exists, but denied as to merits of Defendant's contentions.

11. Denied that Defendant is entitled to such declaratory relief. Denied as to the merits of Defendant's counterclaims.

12. To the extent necessary, admitted that Defendant has requested a jury trial.

13. To the extent necessary, Plaintiff denies that Defendant is entitled to the relief requested in its prayer for relief. In addition, to the extent necessary, Plaintiff denies any allegation in the counterclaims not specifically admitted above, and Plaintiff re-alleges infringement, validity and damages, and denies any allegations in the counterclaim adverse to same.

WHEREFORE, Plaintiff respectfully requests that this Court enter judgment denying and dismissing Defendant's counterclaims, and that the Court enter judgment in favor of Plaintiff as requested in Plaintiff's complaint, as amended or supplemented.

Date: August 22, 2007

Respectfully submitted,

TRITON IP, LLC

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CERTIFICATE OF SERVICE

I certify that the counsel of record who are deemed to have consented to electronic service are being served today with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

Date: August 22, 2007

/s/ John J. Edmonds
John J. Edmonds